

Business and industry

112

Duxbury Clipper, Thursday, November 10, 1977

(A hearing will be held at 9 p.m. on Tuesday, Nov. 15, in the selectmen's office in connection with the following petition. -- Ed. The petition was signed by 57 residents).

Subject: What is Commonly Referred to as Merry's Dump on Franklin St. & Rte. 53).

We, the undersigned, do petition you, the town selectmen and board of health, to investigate the following violations at Merry's property.

The zoning laws of 1944 granted this property a varian-

ce under the Grandfather Clause the right to operate a business in a single family residence area. However, the 2 conditions that allowed the variance have been unlawfully broken. The variance does not allow for expansion of the business. Second, the variance does not allow the character of the business to change. It is obvious to everyone in the area that the business operational area has expanded greatly in the past 6 to 7 years alone. It now stretches into the

wooded areas and may even be on town conservation land. The business character has changed from originally being a construction/moving business, to one of being a dumping ground for all sorts of equipment, boats, TV sets, bolts of cloth, which are not necessary for what the original business character was intended. These are flagrant violations of the town zoning laws.

This property consistently has parked trucks, boats and other equipment on the town's right-of-way on both sides of Franklin St.

This property continues to have raw garbage dumped on the west side of Franklin St. This condition has created an infestation of rats at the property and into the neighboring single family residences. This is in violation of health codes.

A fence erected on the town's right-of-way on the east side of Franklin St. has been totally demolished by the property's trucks except for one section at the end.

We are frankly puzzled by the inaction of the town on the above violations of the law. We are also puzzled why this business is taxed as a single family residence and not as a business as evidenced by the latest reassessment of this property. Should the town elect to ignore this petition, it would leave us no recourse than to bring a lawsuit against the Town of Duxbury.

We do also petition you, the town selectmen, to hold a public hearing as to your investigation of the above and what you intend to do. You pride yourselves on making sure everyone in the town obeys the zoning laws. Here is your chance to prove it.

Selectmen Get Another Petition



These photos of the Merry Dump on Keene St. were taken on a rainy day, by one of the neighbors, but they do tell a story. You see the broken down fence mentioned in the petition. In another photo you can see raw garbage that attracts rats. The third shows the view one neighbor gets from her picture window.

2/2